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Attorney for the Plaintiff

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

MARY SPETH, as trustee of the
THERESA FRISCH TRUST;

Plaintiff,

vs.

THE CITY OF RENO, a political
subdivision of the State of Nevada.

Defendant.

Case No. 3:23-cv-00396-MMD-CLB

**AMENDED ORDER ADOPTING
STIPULATED DISCOVERY PLAN
AND
SCHEDULING ORDER**

**SUBMITTED IN COMPLIANCE
WITH LR 26 1(b)**

Pursuant to the requirements of Fed. R. Civ. P. 26(f) and LR 26-1(b), Plaintiff and Defendant hereby submit the following Stipulated Discovery Plan and Scheduling Order in the above captioned matter.

A. Information Requested by Fed. R. Civ. P. 26(f):

1. Counsel for the parties conducted a meeting pursuant to Federal Rule of Civil Procedure 26 on September 26, 2023. Pursuant to an agreement between the parties, the parties will serve initial disclosures in accordance with Federal Rule of Civil Procedure 26(a) on or before October 10, 2021.

1 2. Discovery may be conducted on all discoverable matters relevant to
2 issues raised by the Complaint (and amendments thereto), Answer, and any
3 subsequent pleadings, consistent with the Federal Rules of Civil Procedure and the
4 Local Rules of this District.

5 3. No changes in limitations, other than those set forth below, set by either
6 the Federal Rules of Civil Procedure or Local Rules for the District of Nevada are
7 requested at this time.

8 B. Information Requested by LR 26-1(b):

9 1. Discovery Cut-Off Date:

10 Discovery will not take more than one hundred eighty (180) days from
11 September 26, 2023. All discovery must be completed no later than Monday, March
12 25, 2024. When producing documents responsive to a discovery request, the
13 documents shall be numbered, and the responsive documents shall be specifically
14 referred to by bates-number in the response.

15 2. Amending the Pleadings and Adding Parties:

16 The date for filing motions to amend the pleadings or to add parties shall not
17 be later than ninety (90) days prior to the discovery cut-off date and, therefore, not
18 later than Tuesday, December 26, 2023. Any party causing additional parties to be
19 joined or brought to this action shall contemporaneously therewith cause a copy of
20 this Order to be served upon the new party or parties.

21 3. Fed. R. Civ. P. 26(a)(2) Disclosures (Experts):

22 The last day for disclosures required by Fed. R. Civ. P. 26(a)(2) concerning
23 experts shall be Tuesday, December 26, 2023. The last day for disclosures regarding
24 rebuttal experts shall be Thursday, January 25, 2024.

25 4. Dispositive Motions:

26 The parties shall file dispositive motions not more than thirty (30) days after the
27 discovery cut-off date and, therefore, not later than Wednesday, April 24, 2024.

28 5. Pretrial Order:

1 If no dispositive motions are filed, and unless otherwise ordered by this Court,
2 the Joint Pretrial Order shall be filed not more than thirty (30) days after the date set
3 for filing dispositive motions and, therefore, not later than Friday, May 24, 2024. In
4 the event dispositive motions are filed, the last day to file the Joint Pretrial Order
5 shall be suspended until thirty (30) days after the ruling on the dispositive motions.

6 6. Fed. R. Civ. P. 26(a)(3) Disclosures:

7 The parties have stipulated to provide Fed. R. Civ. P. 26(a)(3) pretrial
8 disclosures in accordance with Fed. R. Civ. P. 26(a)(3) without modification.

9 7. Alternative Dispute Resolution:

10 The parties certify that they met and conferred about the possibility of using
11 alternative dispute-resolution processes including mediation, and arbitration.

12 8. Alternative Forms of Case Disposition:

13 The parties certify that they considered consent to trial by a magistrate judge
14 under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73 and the use of the Short Trial Program
15 (General Order 2013-01).

16 9. Electronic Evidence:

17 The parties certify that they discussed whether they intend to present evidence
18 in electronic format to jurors for the purposes of jury deliberations. The parties
19 stipulate to provide discovery in an electronic format compatible with the court's
20 electronic jury evidence display system.

21 C. Discovery Disputes:

22 Before moving for an order relating to discovery, the movant must request a
23 conference with the assigned magistrate judge.

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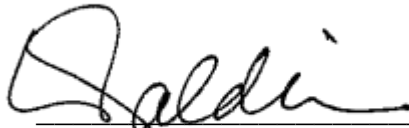
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2 RESPECTFULLY SUBMITTED this Tuesday, September 26, 2023:

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21 *Attorneys for City of Reno*

22 IT IS SO ORDERED.

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UNITED STATES MAGISTRATE JUDGE

Dated: September 27, 2023.